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6 Mark L. Gringeri,

Plaintiff,

7 v.

8 Merrill Lynch, Pierce, Fenner and Smith  
9 Incorporated, et. al.,

10 Defendants.

11 \_\_\_\_\_/ No. C08-03453

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15 **CLERK'S NOTICE OF IMPENDING  
REASSIGNMENT TO A UNITED  
STATES DISTRICT JUDGE**16  
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The Clerk of this Court will now randomly reassign this case to a United States District Judge because one or more of the parties has requested reassignment to a United States District Judge or has not consented to jurisdiction by a Magistrate Judge.

PLEASE TAKE NOTICE that a Case Management Conference in the above-entitled matter which was previously set for November 4, 2008 at 1:30 pm. before the Honorable Judge Howard R. Lloyd has been continued to **November 10, 2008 at 10:00 a.m.**, before the Honorable Judge James Ware. Parties are to appear in courtroom #8, 4th floor of the U.S. Courthouse, 280 South First Street, San Jose, California. Parties are to submit a Joint Case Management Statement on November 3, 2008.

If the above-entitled matter settles counsel are required to notify the Court by contacting the Courtroom Deputy at (408) 535-5356, so as to take this matter off calendar.

Dated: July 21, 2008

RICHARD W. WIEKING, Clerk  
United States District Court

/s/Patty Cromwell  
By: Patty Cromwell  
Courtroom Deputy Clerk for  
Magistrate Judge Howard R. Lloyd

**United States District Court**

For the Northern District of California

1 THIS SHALL CERTIFY THAT A COPY OF THIS NOTICE WAS PROVIDED TO:

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3 Steven M. Fink smf@sjlawyers.com

4 Katherine M. Forster forsterkm@mto.com

5 Terry Edward Sanchez sanchezte@mto.com, parrishcm@mto.com

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